

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

WESTBERRY *et al.*

Serial No. 10/588,587

Filing Date: August 4, 2006

For: *Anti-Freeze Protein Enhanced Nucleic
Acid Amplification*

Examiner: Not Yet Assigned

Art Unit: 1651

Confirmation No. 8800

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence, including listed enclosures, is being electronically transmitted in Portable Document Form (PDF) through EFS-Web via Hyper Text Transfer Protocol to the United States Patent and Trademark Office's Patent Electronic Business Center on:

Dated: April 22, 2008
Signed: Ann-Ellise Parker

Ann-Ellise Parker

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/8A. In accordance with 1287 Off. Gaz. Pat. Off. 163 (October 19, 2004), no copies of U.S. patents and U.S. published applications are enclosed. Copies of all foreign patents and non-patent literature are enclosed.

Further, in accordance with the provisions of 37 C.F.R. §§ 1.97(c) and 1.97(e)(1), the undersigned certifies that the references listed on the enclosed substitute for form PTO-1449 and marked † were first cited in an International Search Report dated November 10, 2005, for counterpart PCT application PCT/US05/03502. A copy of the International Search Report for the counterpart PCT application is enclosed herewith.

Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

While no additional fee is believed to be due, if this belief is in error the Commissioner is authorized to charge any additional fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 469981-00116; 34029/US/2).

Respectfully submitted,
DORSEY & WHITNEY LLP

Dated: 4/22/08

Customer Number: 82940
Dorsey & Whitney LLP
Intellectual Property Department
555 California Street, 3rd Floor
San Francisco, CA 94104-1513
Telephone: (415) 568-2253
Facsimile: (415) 398-3249

By: 

Todd a. Lorenz, Reg. No. 39,754

Attachments : Form PTO/SB/8A, Substitute for form 1449